

**STATE OF WASHINGTON
DEPARTMENT OF FINANCIAL INSTITUTIONS
SECURITIES DIVISION**

IN THE MATTER OF DETERMINING
whether there has been a violation
of the Securities Act of Washington by:

JEANNE A. PERKINS,

Respondent.

SDO - 099 - 01

Statement of Charges and Notice of Intent to Issue an
Order Suspending Registration and Imposing Fines

Case No. 01-08-0319

THE STATE OF WASHINGTON TO:

JEANNE A. PERKINS
1201 Third Avenue, Suite 3500
Seattle, WA 98101

STATEMENT OF CHARGES

Please take notice that the Securities Administrator of the State of Washington has reason to believe that Respondent, JEANNE A. PERKINS, has engaged in dishonest and unethical practices in the securities business while employed as a registered securities salesperson and investment adviser representative for Prudential Securities, Inc., and that those practices and violations justify a suspension of Respondent's securities salesperson and investment adviser representative registrations and imposing fines pursuant to RCW 21.20.110. The Securities Administrator finds as follows:

TENTATIVE FINDINGS OF FACT

Respondent

1. Jeanne A. Perkins ("Perkins") is registered with the State of Washington as a securities salesperson and investment adviser representative and has been so registered from March 19 and May 8 1998, respectively, through the present. Perkins is affiliated with Prudential Securities, Inc. ("Prudential"), at its office located at 1201 Third Avenue, Suite 3500 Seattle, WA 98101.

NATURE OF PERKINS' CONDUCT

2. On or about April 5, 1999, a Washington resident ("the Customer") opened an Individual Retirement Account ("IRA") with Perkins at Prudential.

3. On or about July 1, 2001, the Customer instituted a direct rollover of the assets of an existing qualified retirement plan into the Prudential IRA. On or about July 6, 2001 the rollover transferred as cash, in the amount of \$8,429.75.

4. On or about July 18, 2001 Perkins entered orders to purchase 122 shares of Prudential US Emerging Growth Fund, 335 shares of Prudential Jennison International Growth Fund, 86 shares of Pioneer Micro Capital Fund Class B, 43 shares of Pioneer Fund Class C, and 40 shares of Evergreen Omega Fund Class C. These purchases totaled \$8,411.48 and were made without having first obtained the oral or written approval of the Customer.

5. Account documents maintained by Prudential did not include a discretionary agreement executed by the Customer. Perkins failed to obtain written discretionary agreements for the Customer's account.

Based upon the above Tentative Findings of Fact, the following Conclusions of Law are made:

CONCLUSIONS OF LAW

1. Perkins, as described above, knowingly or recklessly engaged in one or more dishonest or unethical practices in the securities business, as defined by WAC 460-22B-090(8), by executing transactions on behalf of a customer without authorization to do so. Such practice is grounds for a three (3) month suspension of her securities salesperson and investment adviser representative registrations pursuant to RCW 21.20.110(1)(g).

2. Perkins, as described above, knowingly or recklessly engaged in one or more dishonest or unethical practices in the securities business, as defined by WAC 460-22B-090(9), by effecting transactions for a customer account without first obtaining written discretionary authority from the customer or the customer's

1 agent. Such practice is grounds for a three (3) month suspension of her securities salesperson and investment
2 adviser representative registrations pursuant to RCW 21.20.110(1)(g).

3 **NOTICE OF INTENT TO SUSPEND REGISTRATION**

4 Pursuant to RCW 21.20.110(1), and based upon the above Tentative Findings of Fact and Conclusions
5 of Law, the Securities Administrator intends to order that Respondent Perkins' securities salesperson and
6 investment adviser representative registrations be suspended for three (3) months.
7

8 **NOTICE OF INTENT TO IMPOSE FINES**

9 Pursuant to RCW 21.20.110(3), and based upon the above Tentative Findings of Fact and Conclusions
10 of Law, the Securities Administrator intends to order that Respondent Perkins shall be liable for and pay
11 a fine in the amount of Ten Thousand Dollars (\$10,000).

12 **AUTHORITY AND PROCEDURE**

13 This STATEMENT OF CHARGES AND NOTICE is entered pursuant to the provisions of RCW
14 21.20.110 and is subject the provisions of RCW 21.20.120 and Chapter 34.05 RCW. Respondent Jeanne
15 A. Perkins may make a written request for a hearing as set forth in the NOTICE OF OPPORTUNITY TO
16 DEFEND AND OPPORTUNITY FOR HEARING accompanying this order. If the respondent does not
17 request a hearing, the Securities Administrator will make the foregoing Tentative Findings of Fact and
18 Conclusions of Law permanent and enter an order suspending Perkins' securities salesperson and
19 investment adviser representative registrations for three (3) months and imposing the \$10,000 fine.
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21 DATED this 20th day of November 2001.

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24 DEBORAH R. BORTNER
25 Securities Administrator

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Approved by:

Michael E. Stevenson
Chief of Enforcement

Presented by:

Rex A. Staples
Senior Enforcement Attorney